

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
(NEWARK VICINAGE)**

ELAINE PEREZ,

Plaintiffs

v.

No.

UNITED STATES POSTAL SERVICE,  
and JOHN DOES 1-10 (representing  
currently unknown individuals responsible  
for maintenance within the Bayonne Post  
Office); and ABC CORPS 1-10  
(representing currently unknown  
companies responsible for maintenance  
within the Bayonne Post Office)

**COMPLAINT AT LAW**  
**JURISDICTION AND VENUE**

1. This is an action against THE UNITED STATES OF AMERICA for negligence in allowing the subject premises, The United States Post Office at Bayonne, to exist in a hazardous condition, which resulted in bodily injury to Plaintiff, ELAINE PEREZ, citizen of the State of New Jersey on February 4, 2019.

2. Plaintiff, ELAINE PEREZ, resides at 89 Stevens Avenue, in the city of Jersey City and State of New Jersey.

3. Defendant, THE UNITED STATES OF AMERICA, operates the POST OFFICE, domiciled in the State of New Jersey, doing business in the County of Hudson, City of Bayonne, and State of New Jersey.

4. Jurisdiction of this Court is proper under U.S. Constitution, Article III Section 2.

**COUNT 1**  
**(Negligence v. United States Postal Service)**

NOW COMES the Plaintiff, ELAINE PEREZ, by and through her attorneys, HARRELL SMITH

& WILLIAMS, LLC., and for Count I of her complaint at Law against defendant, THE UNITED STATES, states:

1. On or before February 4, 2019, Plaintiff ELAINE PERREZ was a resident of JERSEY CITY, New Jersey.

2. On or before February 4, 2019, defendant THE UNITED STATES OF AMERICA operated the Post Office located in Bayonne, New Jersey.

3. On or before February 4, 2019, defendants JOHN DOES 1-10 and ABC CORPS 1-10 were persons and entities responsible for the maintenance of the interior of the premises of the Post Office located in Bayonne, New Jersey.

4. At the same time and place aforesaid, the defendant, THE UNITED STATES OF AMERICAN, JOHN DOES 1-10, and ABC CORPS 1-10 and their agents, servants and/or employees, owned, leased, managed, maintained, controlled, possessed, repaired and inspected the subject premises, particularly the stairways.

5. At the same time and place aforesaid, the defendants THE UNITED STATES, JOHN DOES 1-10 and ABC CORPS 1-10, and their agents, servants and/or employees so negligently and carelessly owned, leased, managed, maintained, controlled, possessed, repaired and inspected the subject premises that a dangerous and hazardous condition was allowed to exist on the floor, which caused plaintiff, ELAINE PEREZ, to fall and sustain serious and permanent injuries.

6. At the same time and place aforesaid, the defendant THE UNITED STATES, JOHN DOES 1-10 and ABC CORPS 1-10, and their agents, servants and/or employees, had a duty to warn patrons of certain hazards.

7. As a direct and proximate result of the aforesaid joint, several and/or individual negligence of the defendants, at the same time and place aforesaid, the defendant THE UNITED

STATES, JOHN DOES 1-10, and ABC CORPS 1-10 and its agents, servants and/or employees, the plaintiff, ELAINE PEREZ, sustained serious personal injuries, both temporary and permanent in nature, she has and will be obliged to spend money on doctor bills, hospital bills, care and medicine in an effort to cure and alleviate her injuries and she has and will be unable to pursue the usual course of her occupation and duties, she lost wages, all to her damage.

WHEREFORE, plaintiff, ELAINE PEREZ, demands judgment against the defendant, THE UNITED STATES, JOHN DOES 1-10 and ABC CORPS 1-10 and their agents, servants and/or employees, jointly, severally and/or individually for past, present and future pain and suffering, reimbursement of medical bills and hospital bills and temporary and permanent personal injuries plus costs of suit on the First Count.

**JURY DEMAND**

Plaintiff hereby demands a Trial by Jury as to all issues herein contained.

**DESIGNATION OF TRIAL COUNSEL**

PLEASE TAKE NOTICE that the undersigned, Kenneth M. Harrell, Esq., is hereby designated trial counsel pursuant to R. 4:25-4.

**HARRELL, SMITH & WILLIAMS, LLC.**

*Kenneth M. Harrell /s/*

BY: KENNETH M. HARRELL, ESQ.

Dated: December 9, 2020